IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: MAY ET AL.)	
Serial No. 10/790,479)	Examiner: S. RAMPURIA
)	Art Unit: 2617
Confirmation No. 9515)	Attorney Docket No.
Filing Date: MARCH 1, 2004)	85002
For: COMMUNICATIONS SYSTEM PROVIDING	;)	
AUTOMATIC TEXT-TO-SPEECH CONVERSION FEATURES AND RELATED)))	
METHODS)	

DECLARATION UNDER 37 CFR §1.131

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

We, Darrell Reginald May and Alain R. Gagne, hereby declare that:

- 1. We are the joint inventors for the aboveidentified patent application (the "present application").
- 2. We conceived the invention recited in the claims of the present application prior to January 26, 2004, and due diligence was exercised from a time prior to January 26, 2004 to the filing of the present application, as demonstrated by the following:

In re Patent Application of:

MAY ET AL.

Serial No. 10/790,479

Filing Date: MARCH 1, 2004

a) prior to January 26, 2004, we had communicated all of the details of the invention to John F. Woodson, II, a patent attorney with the law firm of Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A. ("Allen Dyer"), patent counsel for Assignee Research In Motion Limited ("RIM");

- b) on information and belief, Attorney Woodson began preparing a draft of the present application prior to January 26, 2004;
- c) the completed draft patent application (bearing attorney docket number 85002) was forwarded to Darrell May's attention for distribution and review by each of us on February 2, 2004, as shown in attached Exhibit 1;
- d) Attorney Woodson sent a reminder inquiring as to any comments we might have had on the draft application on February 18, 2004, and Darrell May responded to Attorney Woodson on the same day that the draft application was complete and accurate as written and ready for filing without change, as shown in attached Exhibit 2 (attached hereto);

In re Patent Application of:

MAY ET AL.

Serial No. 10/790,479

Filing Date: MARCH 1, 2004

e) Christopher F. Regan, another patent attorney with Allen Dyer, forwarded drafts of the Declaration and Assignment documents to be submitted in this application to us on February 20, 2004 for our review and signature in view of the final draft of the patent application (which was the same as the original draft forwarded to us on February 2, 2004, since no changes to the draft were made), as shown in attached Exhibit 3;

- f) Attorney Regan also forwarded Powers of
 Attorney documents to us for execution on February 25,
 2004, as shown in attached Exhibit 4;
- g) Executed copies of the Declaration, Power of Attorney and Assignment documents were faxed to Attorney Regan on February 25, 2004 and February 26, 2004, as shown in attached Exhibit 5; and
- h) upon receipt of formal filing authorization from RIM's Intellectual Property Department, Attorney Regan filed the present application on March 1, 2004, as shown by the USPTO Filing Receipt mailed May 21, 2004, which is attached hereto Exhibit 6.

In re Patent Application of:

MAY ET AL.

Serial No. 10/790,479

Filing Date: MARCH 1, 2004

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date

Darrell Reginald May

In re Patent Application of: MAY ET AL.

Serial No. 10/790,479 Filing Date: MARCH 1, 2004

Alain R. Gagne

(Attorney Woodson's email of February 2, 2004 to Darrell May attaching draft patent application)

John Woodson

From: Darrell May [dmay@rim.net]

a totte boaron may famal os minor

Sent: Tuesday, February 03, 2004 9:52 AM

To: jwoodson@addmg.com

Cc: Robert Liang

Subject; RE: RIM Ref. No. ID-399 (Our File Nos. 80211 and 85002)

Thanks John,

I'll review as soon as I get the password.

Darrell.

----Original Message----

From: John F. Woodson II [mailto:jwoodson@addmg.com]

Sent: February 2, 2004 6:31 PM

To: Darrell May Cc: Robert Liang

Subject: RIM Ref. No. ID-399 (Our File Nos. 80211 and 85002)

Dear Darrell:

Attached for yours and your co-inventor's review and comments are initial draft patent applications directed to the above-identified invention in .zip format. Please note that the invention has been divided into two separate applications based upon our recent instructions from RIM's IP department. The first application (our file no. 80211) is directed to the feature of selecting audio filter parameters from the handheld device, while the second application (our file no. 85002) is directed to the automatic audio mode feature. By copy of this email, we ask that Robert Liang provide us with a new RIM ID number for the second application at his convenience.

Please note that the attached .zip file is password protected. Also, the drawings and several portions of the applications are common to both. For your convenience, the common portions are not reproduced in the second application. We will forward you the password to open the attachment in a separate email.

It is essential that the patent applications, as filed, be technically accurate and complete, and that the applications set forth the best mode for carrying out the invention, since new matter may not be added to the descriptive portion after filing. We therefore ask that you carefully review the drafts for technical accuracy and completeness, and advise us of any suggested changes or corrections. Your changes and suggestions will be carefully considered in the preparation of the final drafts, which will be presented to you for your review and execution prior to filing.

We would also like to point out that the inventor is required to make a Declaration when the application is filed in the U.S. Patent and Trademark Office, acknowledging a duty to disclose information of which he is aware and which may be considered to be material to the examination of the application. Such information may possibly include devices, products, publications, etc. which are similar to the invention and which were publicly known before the invention, and it

may also include any public disclosure, commercial use, or offer of sale of the invention more than one year prior to the filing date of your application.

If you are aware of any such information, it is vitally important that it be brought to our attention. We can then make a determination as to whether the information should be brought to the attention of the Patent and Trademark Office under the applicable rules.

We would also like to confirm that the inventorship information we have for the applications is correct. Currently, we have yourself and Alain Gagne listed as co-inventors. In the U.S., an inventor is defined as one who contributes (either independently or jointly) to the conception of the subject matter of any one of the claims in a patent application. Everyone who meets this definition MUST be listed as an inventor on the application. Conversely, anyone who does not meet this definition CANNOT be listed as an inventor. Accordingly, please keep this in mind as you review the claims of the applications, and let us know if you believe that any changes in inventorship might be required so that we can discuss this with you.

If you should have any questions regarding the information outlined above, please feel free to discuss them with us. We look forward to receiving your comments on the application.

Best regards.

John F. Woodson, II Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A. 255 South Orange Avenue, Suite 1401 P.O. Box 3791 Orlando, Florida 32802-3791 TEL (407) 841-2330 FAX (407) 841-2343

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(Attorney Woodson's email communication of February 18, 2004 with inventor Darrell May)

Reply-To: <iwoodson@addmg.com>

Subject: FW: RIM Ref. No. ID-399 (Our File Nos. 80211 and 85002)

Date: Wed, 18 Feb 2004 10:17:00 -0500

X-Mailer: Microsoft Outlook CWS, Build 9.0.6604 (9.0.2911.0)

Importance: Normal

X-MS-TNEF-Correlator: 0000000097265D26628BE949821F06EB8A3942BA64470301

FYI

----Original Message----

From: Darrell May [mailto:dmay@rim.net]

Sent: Wednesday, February 18, 2004 10:06 AM

To: John Woodson Cc: Robert Liang

Subject: RE: RIM Ref. No. ID-399 (Our File Nos. 80211 and 85002)

Hi John,

I have read through it all, and it all looks very good. Exactly how I envisioned it.

Let me know if you need anything else.

Darrell

----Original Message----

From: John Woodson [mailto:jwoodson@addmg.com]

Sent: February 18, 2004 10:22 AM

To: Darrell May Cc: Robert Liang

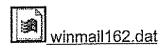
Subject: RIM Ref. No. ID-399 (Our File Nos. 80211 and 85002)

Dear Darrell:

We are just checking to see if you have had an opportunity to review the above-noted patent application drafts. Please note that RIM has instructed us that these applications are to be filed no later than the end of February. Accordingly, please provide your comments to us as soon as possible. Thanks again for your assistance.

Best regards.

John F. Woodson, II Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A. 255 South Orange Avenue, Suite 1401 P.O. Box 3791 Orlando, Florida 32802-3791 TEL (407) 841-2330 FAX (407) 841-2343 NOTE: The information in this message is Intended for the personal and confidential use of the designated recipient(s) named above. This message may be an attorney-client communication and, as such, is privileged. If the reader of this message is not the intended recipient named above, you are notified that you have received this document in error, and any review, dissemination, distribution or copying of this message is strictly prohibited. If you have received this document in error, please delete the original message and notify the sender immediately. Thank you.



(Attorney Regan's email of February 20, 2004 to inventors Darrell May and Alain Gagne attaching Declaration and Assignment documents for execution) To: dmay@rim.net
Subject: Split Application of RIM Ref. No. ID-399; Our File No. 85002
Cc: agagne@rim.net, rliang@rim.net
Bcc: cregan@addmg.com, barbara Goree <bgoree@addmg.com>
X-Attachments: S:\AIMDocs\RIM\0085002\Declaration.pdf; S:\AIMDocs\RIM\0085002\CP6094.DOC;

Darrell,

Enclosed are the Declaration and Assignment documents for your review. The final draft of the patent application and the password were previously provided to you by my colleague, John F. Woodson, on February 2, 2004. Please sign and date both documents and return the entire documents to us via facsimile number 407-841-2343. By copy of this email, I am also requesting that Alain Gagne sign the Declaration and Assignment documents. Please also return the original to us via regular U.S. mail.

We will file the application with the U.S. Patent and Trademark Office immediately upon receipt of the executed Declaration and Assignment documents.

Regards, Chris Regan Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A. 255 South Orange Avenue, Suite 1401 P.O. Box 3791 Orlando, Florida 32802-3791 (407) 841-2330 ext. 185 (407) 841-2343 fax

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A10010004

(Attorney Regan's email of February 25, 2004 to inventors Darrell May and Alain Gagne attaching Powers of Attorney documents for execution) To: dmay@rim.net

Subject: RIM Ref. No. ID-399; Our File Nos. 80211 and 85002

Cc: agagne@rim.net

Bcc: cregan@addmg.com, barbara Goree <bgoree@addmg.com>

X-Attachments: S:\AIMDocs\RIM\0080211\inventor Power of Attorney_gagne.pdf; S:\AIMDocs\RIM\0080211\inventor Power of Attorney_may.pdf; S:\AIMDocs\RIM\0085002\inventor Power of Attorney_gagne.pdf; S:\AIMDocs\RIM\0085002\inventor Power of Attorney_may.pdf; S:\AIMDocs\RIM\0080211\CQ1827.DOC;

Darrell,

In compliance with RIMs updated procedures, please find attached Power of Attorney documents for execution for the above referenced patent applications. By copy of this email, I am also requesting that inventor Alain Gagne sign the Power of Attorney documents. For your convenience we have attached a facsimile cover sheet. As a reminder, RIM has requested that all applications be filed by February 27, 2004. Accordingly, please return the executed Declaration, Assignment (previously sent to you via email on February 24, 2004) and Power of Attorney documents so we may proceed with filing the above referenced applications.

Regards, Chris Regan

Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A. 255 South Orange Avenue, Suite 1401 P.O. Box 3791 Orlando, Florida 32802-3791 (407) 841-2330 telephone (407) 841-2343 fax

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(Telefacsimile copies of February 25, 2004 and February 26, 2004 of executed Declaration, Power of Attorney and Assignment documents)

PTC/SB/01 (08-02)
Approved for use through 07/31/2008, OM8 0851-0532
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a collection of information unless it contains a valid OMB control number.

Under the Paperwork Reduction AC of 1999, to persons are 1990/855	Altomey Dockel Number	85002						
DECLARATION FOR UTILITY OR DESIGN	First Named Inventor	Darrell Reginold MAY						
PATENT APPLICATION	CON	COMPLETE IF KNOWN						
(37 CFR 1.63)	Application Number	NOT YET ASSIGNED						
Declaration Declaration	Filing Date	HEREWITH						
Submitted OR Submitted after Initial With Initial Filling (surcharge	Arl Unit							
Filing (37 ČFR 1.18 (e)) required)	Examiner Name							
I hereby declare that:		:						
Each inventor's residence, mailing address, and citizenship	p are as stated below next to the	neir name.						
I believe the inventor(s) named below to be the original an which a patent is sought on the invention entitled:	d first invenior(s) of the subjec	t matter which is claimed and for						
COMMUNICATIONS SYSTEM PROVIDING	G AUTOMATIC TEXT-1	ro-speech						
CONVERSION FEATURES AND RELATED	D-METHODS							
/Tiba	of the Invention)							
the specification of which	ar tra mronweny							
is attached hereto								
OR								
	and letter Director Appr	ilication Number or PCT International						
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Application Number and was amended on (MM/DD/YYY) (If applicable).								
I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.								
I acknowledge the duty to disclose information which is continuation-in-part applications, material information which	material to patentability as di	efined in 37 CFR 1.56, including for						
and the national or PCT international filing date of the conti	inuation-in-part application.							
I haveful claim foreign princily benefits under 35 U.S.C.	119(a)-(d) or (f), or 385(b) of	any foreign application(s) for patent, leation which designated at least one						
inventor's or plant breader's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign								
application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.								
Prior Foreign Application Foreign	Filing Date Priori	ty Certified Copy Attached?						
Number(s) Country (MM/D	D/YYYYY Not Clai	med Yes No						
Additional foreign application numbers are listed on a s								

[Pegs 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 GFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentially be governed by 35 U.S.C. 122 and 37 GFR 1.34. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and extenditing the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer; U.S. Department of Commerce, P.O. Bux 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, cell 1-800-PTO-9198 and select option 2.

PTO/SBR01 (06-03)
Approved for use through 07/31/2003, OMB 0651-0032
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DECLARATION — Utility or Design Patent Application

Direct all correspondence to:	✓ Custome	r Number:	2	7975		OR	Corresp	oondence address below		
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NAME OF SOLE OR FIRST IN			1000000				is unsig	nad inventor		
Given Name (first and middle [if any]) Reginald				elition has been filed for this unsigned inventor Family Name or Surname MAY						
Inventor's Signature Dance	an	2						Teb 23" 2004		
Residence: City	State Ontario			Country Canada			Cilizenship Canadian			
Mailing Address 453 Lake Louise Blvd								e de estado estado de estado en estado e		
City	State			ZIP				Country		
Weterloo	Ontario			N2V 2K6				Canada		
NAME OF SECOND INVENTO	R:				A pe	atition has be	en filed f	for this unsigned inventor		
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Inventor's Signature	ے کے کے	سرد ا	O					Leb24/09.		
Residence: City	State			Country			1	Citizenship Canadian		
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Mailing Address 88 Holbrook Cr.										
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PTC/SB/81 (09-03)
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85002

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	First Named Inventor	Danell Reginald MAY			
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	Art Unit				
	Examiner Name				

Attorney Docket Number

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Applicant/Inventor.							
Assignee of record of the unlire interest. See 37 CFR 3.71.							
Assigned of record of the anima mishasi. dea 37 CFN 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)							
SIGNATURE of Applicant or Assignee of Record							
Name Darrell Reginald MAY							
Signature Double C19 746 3352							
Date	<u> </u>	-W 12004				519	746 3352
NOTE: Signatures of all the inventors or essignees of record of the entire interest or their representative(s) are required. Submit multiple toms it more than one signature is required, see below.							
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forms i	rmore than one algorithme is r	cquired, see below.			<u> </u>		
Y	*Total of 3	forms are submitted.					

This cosection of information is required by 37 CFR 1,31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including patheting, preparing, and submitting the completed application from to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for roducing this burden, should be sent to the Chief Information Officer, U.S. Pathetian Tademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Pathetia, P.O. Box 1450, Alexandria, VA 22313-1450. ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Panesurs's Statuetter and of this or passess are tending and of reference success a classical a vehicle limited number. Application Number Min all Treneweb Filing Dais HENEWALK . POWER OF ATTORNEY ... First Named Inventor Darrell Registeld MAY End 7775 COMMUNICATIONS SYOTEW COMMESPONDENCE ADDRESS. Art Unit -MOICATION FORM Examiner Name Attorney Docket Mumber BEDO? · f freiteig mitratet. 27075. Productor constituted by Collins Santy. 250 Prepilioner(s) nemed below: Name Registration Number its mylour alternay(s) or agent(s) to presecute the application Identified above, and to transact all business in the United States Potent and Tendermath China security discounting Pleaso recognize or change the correspondence address for the above identified application to: 1 The address consoluted with the above named Greener Harrison ÛÑ The educes associated with Charanter Norther: Firm or Property of Property ANTHORE Addition Sion 42. Ċ₩ County p Talanham Fax i and their Applicatification. Assigned of record of the entire interest. See 37 CFR 3.71, Statement under 27 CFR 3-79(4) is environd; (Figure FFG/55/19)) SIGNATURE of Applicant of Assignes of Record Nome Alam R. GAGNE Signalure 04 Telephone řiala. NOTE: Simulature of no transplers of positioned of record of the coale literaal as their representative(e) are required. Submit multiple forme it mere then one signature is required; see before. "Total of 3 toma am submittes. The collection of the manner of community of CPR 1.51 and 1.32. Yes intermediate resolution to retain a behalf by the public which is to file found by the USPTO to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CPR 1 14. This collection is entimated to take 3 minutes to complete. mounting generally, preparing, and exemining the complaint application from to the LISTED. Time will very depending upon the individual cases. Any commanies on the amount of time you require to complete the form makes required the formation of the complaint of

ADDIESS, SEAD for Commissioner for Palents, P.O. Rex 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-ROD-PTO-9199 and select option 2.

(United States Patent and Trademark Office Filing Receipt mailed May 21, 2004)



United States Patent and Trademark Office

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 $\mathsf{A.D.D.M.G}$

DRAWINGS IND CLMS FILING OR 371 TOT CLMS ATTY.DOCKET NO FIL FEE REC'D APPL NO. ART UNIT (c) DATE 4 23 85002 2681 910 10/790,479 03/01/2004

CONFIRMATION NO. 9515

27975 ALLEN, DYER, DOPPELT, MILBRATH & GILCHRIST P.A. 1401 CITRUS CENTER 255 SOUTH ORANGE AVENUE P.O. BOX 3791 ORLANDO, FL 32802-3791

FILING RECEIPT *OC000000012739999*

Date Mailed: 05/21/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Darrell Reginald May, Waterloo, CANADA; Alain R. Gagne, Cambridge, CANADA;

Assignment For Published Patent Application

Research in Motion Limited, Waterloo, CANADA;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 05/19/2004

Projected Publication Date: 09/01/2005

Non-Publication Request: No

Early Publication Request: No

Title

Communications system providing automatic text-to-speech conversion features and related methods

455

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GRANTED

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